



020504

16076 U.S. PTO

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Attorney Docket No. 49102.3000.1.1

CONTINUING APPLICATION TRANSMITTAL

031431 U.S. PTO
10/772746

020504

Mail Stop PATENT APPLICATION
 Commissioner for Patents
 PO Box 1450
 Alexandria, VA 22313-1450

Sir:

This is a request for filing a

☒ Continuation ☐ Divisional

application, under 37 C.F.R. § 1.53(b), of pending prior Application No. 10/007,957, filed November 2, 2001 for: ENVIRONMENT RESISTANT RETAINING WALL PLANTER BLOCK AND METHODS OF USE THEREOF by: Edward Alan Knudson & John F. Dolan. The entire disclosure of the prior application is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

Enclosed are:

☒ Specification and Abstract - 25 pages

☒ Copy of Prior Specification
 or

☐ Substitute Specification including no new matter☒ Drawings – Six (6) Sheets (Figs. 1-21)☒ Combined Declaration and Power of Attorney

☐ Newly executed
 or

☒ Copy from prior application

The filing fee has been calculated as shown below:					
	No. Filed	No. Extra	Small Entity Rate	OR	Large Entity Rate
Basic Fee			\$ 385.00	OR	\$ 770
Total Claims	24 - 20	= 4	x 9 = \$36.00	OR	x 18 = \$*
Independent Claims	2 - 3	= 0	x 43 = \$*	OR	x 86 = \$*
Presence of Multiple Dependent Claim			+ 145	OR	+ 290
		TOTAL	\$ 421.00	TOTAL	\$
*If the difference is less than zero, enter "0"					

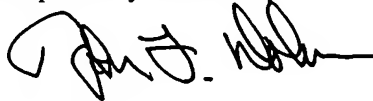
1. ☒ A check in the amount of \$421.00 is enclosed.

Filed: November 2, 2001

2. ☐ Cancel in this application claims _____ of the prior application before calculating the filing fee. At least one independent claim is retained for filing purposes.
3. ☐ Amend the specification by inserting before the first line the sentence: --This is a [X] Continuation of Application No. 10/612,278 filed July 1, 2003. The entire disclosure of the prior application is considered as being part of the disclosure of this application and is hereby incorporated by reference herein.--
4. ☐ Priority of foreign application(s) No. _____ filed _____ is claimed under 35 U.S.C. § 119. The certified copy was filed in prior Application No. _____ on _____.
5. ☐ The prior application is assigned of record to _____ recorded at Reel _____, Frame _____.
6. ☐ A Preliminary Amendment is enclosed. Claims added by this Amendment are properly numbered consecutively beginning with the number next following the highest numbered claim in the prior application.
7. ☒ An Information Disclosure Statement is enclosed.
8. ☒ Applicant(s) is/are entitled to small entity status in accordance with 37 CFR 1.27.
9. ☐ CD-ROM or CD-R in duplicate, and Compact Disc Transmittal are enclosed.
10. ☐ Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i) (nonpublication).
11. ☒ Address all future communications to:

Customer No. 22859
Fredrikson & Byron, P.A.
4000 Pillsbury Center
200 South Sixth Street
Minneapolis, MN 55402-1425 USA

Respectfully submitted,



John F. Dolan
Registration No. 45,382


The Commissioner is hereby authorized to grant any extensions of time and to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required during the entire pendency of this application to Deposit Account No. 06-1910.

CERTIFICATE OF EXPRESS MAIL

"Express Mail" mailing label number EL 963530171 US. Date of Deposit: February 5, 2004. I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Mail Stop Patent Application, PO Box 1450, Alexandria, VA 22313-1450.

Joleen R. Lauer

Name of Person Making Deposit


Signature